

PATENT

Attorney Docket No. A-71864
Dorsey File No. 465840-00573

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

FONG *et al.*

U.S. Serial No.: 10/535,167

U.S. Filing Date: May 16, 2005

I.A. No.: PCT/US03/37043

I.A. Filing Date: November 17, 2003

For: *Cytomodulating Peptides for Treating
Interstitial Cystitis*

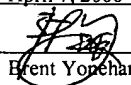
Examiner: Not Yet Assigned

Art Unit: Not Yet Assigned

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. BOX 1450, Alexandria, VA 22313-1450 on:

Dated: April 7, 2006

Signed: 

Brent Yonchara

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed December 7, 2005. It is being filed with a two-month extension of time on or before April 7, 2006, thus making it a timely response.

Enclosed are the following documents:

1. Copy of Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US);
2. Declaration (37 C.F.R. 1.63) for Utility or Design Application Using an Application Data Sheet (37 C.F.R. 1.76);

Serial No.: 10/535,167
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3. Supplemental Application Data Sheet;
4. Petition for Extension of Time;
5. Check in the amount of \$1,830.00 to cover excess claims fee (\$1,250.00), missing parts surcharge (\$130.00), and extension of time (\$450.00);
6. Return receipt postcard.

The Commissioner is authorized to charge any additional fees, including extension fees, which maybe required, or credit any overpayment to Deposit Account No. 50-2319 (File No.: 465840-00573; Docket No.: A-71864).

It is believed that submission of the above serves to satisfy all of the requirements of the outstanding Notice of Missing Parts.

If there are any questions with regard to the foregoing, please call applicant's attorney at 415-781-1989.

Respectfully submitted,
DORSEY & WHITNEY LLP

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04/17/2006 GFREY1 00000117 10535167

01 FC:1617 130.00 OP
02 FC:1615 1250.00 OP



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/535,167	Timothy Fong	A-71864/TAL/MFK

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File 465840-573
A-71864 TAL
Due Date 2/07/06

INTERNATIONAL APPLICATION NO.	
PCT/US03/37043	
I.A. FILING DATE	PRIORITY DATE
11/17/2003	11/15/2002

CONFIRMATION NO. 5766
371 FORMALITIES LETTER



OC000000017589616

Date Mailed: 12/07/2005 Re: 465840-573

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/16/2005
- Copy of the International Search Report filed on 05/16/2005
- Request for Immediate Examination filed on 05/16/2005
- U.S. Basic National Fees filed on 05/16/2005
- Priority Documents filed on 05/16/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of **\$1250** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$1380** for a Large Entity:

• **\$130** Surcharge.

• Total additional claim fee(s) for this application is \$ **1250**

■ **\$1250** for 25 total claims over 20.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/535,167	PCT/US03/37043	A-71864/TAL/MFK